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PATENT

Attorney Docket No.: A-21-1

Commissioner for Patents,
Alexandria, VA 22313-1450

On

By

Michelle Nicely

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Paul O. Davison et al.

Application No.: 10/661,118

Filed: September 12, 2003

For: **INSTRUMENT FOR ELECTROSURGICAL
TISSUE TREATMENT**

Examiner:

Art Unit:

**INFORMATION DISCLOSURE
STATEMENT UNDER
37 CFR §1.97 and §1.98**

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. A copy of each is enclosed.

It is respectfully requested that the cited information be considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue there from.

This IDS is being filed before the mailing date of the first Office Action on the merits. Accordingly, Applicants believe that no fee is necessary. Should a fee be deemed necessary for submission of this IDS, the Commissioner is authorized to charge the required fee to Deposit Account No. 50-0359.

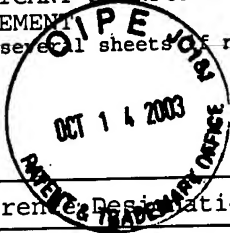
Respectfully submitted,

Richard R. Batt
Reg. No. 43,485

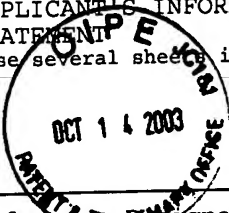
October 14, 2003

Date

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FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				Attorney Docket No. A-21-1		Application No.: 10/661,118	
				Applicant: Paul O. Davison et al.			
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U.S. PATENT DOCUMENTS							
Examiner Initial	Document No.	Date	Name	Class	Sub-class	Filing Date	
FOREIGN PATENT DOCUMENTS							
	Document No.	Date	Country	Class	Sub-class	Translation (yes/no)	
___ AA	EP 0 694 290	11/15/00	Europe	A61B	18/04		
___ AB	92/21278	12/10/92	WIPO	A61B	5/04		
___ AC	94/08654	04/28/94	WIPO	A61M	37/00		
___ AN	97/00647	01/09/97	WIPO	A61B	17/39		
___ AE	97/00646	01/09/97	WIPO	A61B	17/39		
___ AF	EP 0 703 461	03/27/96	Europe	G01R	27/02		
___ AG	EP 0 754 437	01/22/97	Europe	A61B	17/39		
___ AH	97/48345	12/24/97	WIPO	A61B	17/39		
___ AI	98/27880	07/02/98	WIPO	A61B	17/39		
___ AJ	2 327 350	01/27/99	UK	A61B	17/39		
___ AK	2 327 351	01/27/99	UK	A61B	17/39		
___ AL	2 327 352	01/27/99	UK	A61B	17/39		
___ AM	3930451	03/21/91	Germany	A61B	17/39		
___ AN	57-57802	04/05/82	JP	A61B	1/00		
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
___ AO	Pearce, John A. (1986) <i>Electrosurgery</i> , pgs. 17, 69-75, 87, John Wiley & Sons, New York.						
___ AF	J.W. Ramsey et al. <i>Urological Research</i> Vol. 13, pp. 99-102 (1985).						
___ AD	V.E. Elsasser et al. <i>Acta Medico Technica</i> Vol. 24, No. 4, pp. 129-134 (1976).						
___ AR	P.C. Nardella (1989) <i>SPIE</i> 1068:42-49 Radio Frequency Energy and Impedance Feedback						
___ AS	R. Tucker et al., Abstract P14-11, p. 248, "A Bipolar Electrosurgical Turp Loop"						
___ AT	R. Tucker et al. <i>J. of Urology</i> Vol. 141, pp. 662-665, (1989).						
___ AU	R. Tucker et al. <i>Urological Research</i> Vol. 18, pp. 291-294 (1990).						
___ AV	Kramolowsky et al. <i>J. of Urology</i> Vol. 143, pp. 275-277 (1990).						
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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___ AW	WO 95/34259	12/21/95	WIPO	A61F	5/48	
___ AX	WO 93/13816	07/22/93	WIPO	A61B	17/36	
___ AY	WO 90/07303	07/12/90	WIPO	A61B	17/39	
___ AZ	WO 94/04220	03/03/94	WIPO	yes	A61B	1/06
___ BA	0 740 926 A2	11/06/96	EP	A61B	17/39	
___ BB	96/00042	11/06/96	WIPO	A61B	17/39	
___ BC	97/24073	07/10/97	WIPO	A61B	17/39	
___ BD	97/24993	07/17/97	WIPO	A61B	17/39	
___ BE	97/24994	07/17/97	WIPO	A61B	17/39	
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___ BG	98/07468	02/26/98	WIPO	A61B	1/40	
___ BH	2 308 979	07/16/97	GB	A61B	17/36	
___ BI	2 308 980	07/16/97	GB	A61B	17/39	
___ BJ	2 308 981	07/16/97	GB	A61B	17/36	
___ BK	57-117843	07/22/82	JP	A61B	17/39	
___ BL	99/51158	10/14/99	WIPO	A61B	17/39	
___ BM	99/51155	10/14/99	WIPO	A61B	17/36	
___ BN	98/27879	07/02/98	WIPO	A61B	17/36	
___ BQ	WO 97/24074	07/10/97	WIPO	A61B	17/39	
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
___ BE	Kramolowsky et al. <i>J. of Urology</i> Vol. 146, pp. 669-674 (1991).					
___ BQ	Slager et al. <i>Z. Kardiol.</i> 76:Suppl. 6, 67-71 (1987).					
___ BR	Slager et al. <i>JACC</i> 5(6):1382-6 (1985).					
___ BS	Olsen MD, Bipolar Laparoscopic Cholecstectomy Lecture (marked confidential), 10/07/91					
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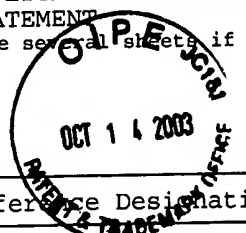
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___ BT	90/03152	04/05/90	WIPO	A61B	17/39
___ BU	2313949	01/07/77	France	A61N	3/02
___ BU1	93/20747	10/28/93	WIPO	A61B	5/00
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)					
___ BV	Codman & Shurtleff, Inc. "The Malis Bipolar Electrosurgical System CMC-III Instruction Manual" 7/1991				
___ BW	Valley Forge's New Products, CLINICA, 475, 5, 11/6/91				
___ BX	Valley Forge Scientific Corp., "Summary of Safety and Effective Information from 510K," 1991				
___ BY	Codman & Shurtleff, Inc. "The Malis Bipolar Coagulating and Bipolar Cutting System CMC-II" brochure, early 1991				
___ BZ	L. Malis, "The Value of Irrigation During Bipolar Coagulation" See ARTC 21602, early 4/9/93				
___ CA	L. Malis, "Excerpted from a seminar by Leonard I. Malis, M.D. at the 1995 American Association of Neurological Surgeons Meeting," 1995				
___ CA	L. Malis, "Electrosurgery, Technical Note," J. Neurosurg., Vol. 85, 970-975, 11/96				
___ CC	Ian E. Shuman, "Bipolar Versus Monopolar Electrosurgery: Clinical Applications," Dentistry Today, Vol. 20, No. 12, 12/01				
___ CD	Protell et al., "Computer-Assisted Electrocoagulation: Bipolar v. Monopolar in the Treatment of Experimental Canine Gastric Ulcer Bleeding," Gastroenterology Vol. 80, No. 3, pp. 451-455				
___ CE	Cook and Webster, "Therapeutic Medical Devices: Application and Design," 1982				
___ CF	Valleylab SSE2L Instruction Manual, 1/6/83				
___ CG	Robert D. Tucker et al., "Demodulated Low Frequency Currents from Electrosurgical Procedures," Surgery, Gynecology and Obstetrics, 159:39-43, 1984				
___ CH	Lu, et al., "Electrical Thermal Angioplasty: Catheter Design Features, In Vitro Tissue Ablation Studies and In Vitro Experimental Findings," Am J. Cardiol Vol. 60, pp. 1117-1122				
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
— CH	Selikowitz & LaCourse, "Electric Current and Voltage Recordings on the Myocardium During Electrosurgical Procedures in Canines," <i>Surgery, Gynecology & Obstetrics</i> , Vol. 164, 219-224, March 1987					
— CI	J. O'Malley, Schaum's Outline of Theory and Problems of Basic Circuit Analysis, McGraw-Hill, 2 nd Ed., 1992, pp. 3-5					
— CJ	Arnaud Wattiez et al., "Electrosurgery in Operative Endoscopy," <i>Electrosurgical Effects</i> , Blackwell Science, pp. 85-93, 1995					
— CK	Leslie A. Geddes, "Medical Device Accidents: With Illustrative Cases" CRC Press, 1998					
— CL	Wyeth, "Electrosurgical Unit" pp. 1181-1202					
— CM	C.P. Swain, et al., <i>Gut</i> Vol. 25, pp. 1424-1431 (1984)					
— CN	Piercey et al., <i>Gastroenterology</i> Vol. 74(3), pp. 527-534 (1978)					
— CO	A.K. Dobbie <i>Bio-Medical Engineering</i> Vol. 4, pp. 206-216 (1969)					
— CP	B. Lee et al. <i>JACC</i> Vol. 13(5), pp. 1167-1175 (1989)					
— CQ	K. Barry et al. <i>American Heart Journal</i> Vol. 117, pp. 332-341 (1982)					
— CR	W. Honig <i>IEEE</i> pp. 58-65 (1975)					
— CS	Jacob Kline, <i>Handbook of Biomedical Engineering</i> , Academic Press Inc., N.Y., pp. 98-113, 1988					
— CT	M.B. Dennis et al. "Evolution of Electrofulguration in Control of Bleeding of Experimental Gastric Ulcers," <i>Digestive Diseases and Sciences</i> , Vol. 24, No. 11, 845-848					
— CU	Letter from Department of Health to Jerry Malis dated April 15, 1985					
— CV	Letter from Jerry Malis to FDA dated July 25, 1985					
— CW	Letter from Department of Health to Jerry Malis dated 04/22/91					
— CX	Leonard Malis, "Instrumentation for Microvascular Neurosurgery" <i>Cerebrovascular Surgery</i> , Vol 1, 245-260, 1985.					
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___ CZ	0 774 926 B1	6/9/99	EP				
___ DA	94/26228	5/10/94	WO				
___ DB	95/05781	7/25/94	WO				
___ DC	95/05867	8/9/94	WO				
___ DD	95/30373	5/5/95	WO				
___ DE	96/07360	7/28/95	WO				
___ DF	97/15238	10/22/96	WO				
___ DF	97/24992	1/2/97	WO				
___ DF	97/41786	3/6/97	WO				
___ DF	98/14131	10/2/96	WO				
___ DF	2 379 878	3/26/03	GB				
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